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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/721,507	11/22/2000	Joseph A. Affholter	02-104244US	5232

30560 7590 11/21/2002

MAXYGEN, INC.
515 GALVESTON DRIVE
RED WOOD CITY, CA 94063

EXAMINER

JOHANNSEN, DIANA B

ART UNIT	PAPER NUMBER
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1634

DATE MAILED: 11/21/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 1634

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 CFR 1.821(a)(1) and (a)(2). However, this application fails to comply with the requirements of 37 CFR 1.821 through 1.825 for the reason(s) set forth on the attached Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures.

Applicant must comply with the requirements of the sequence rules (37 CFR 1.821 - 1.825) before the application can be examined under 35 U.S.C. §§ 131 and 132.

It is noted that if the computer readable form of the instant application is to be identical with the computer readable form of another application on file in the Office, reference may be made to the other application and computer readable form in lieu of filing a duplicate computer readable form in the instant application. Applicants may submit a letter making reference to the other application and computer readable form, e.g., stating that:

The computer readable form in this application is identical with that filed in Application Number _____, filed _____. In accordance with 37 CFR 1.821(e), please use the (first-filed, last-filed or only, whichever is applicable) computer readable form filed in that application as the computer readable form in the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application. A paper copy of the Sequence Listing is (included in the originally-filed specification of the instant application, included in a separately filed preliminary amendment for incorporation into the specification, whichever is applicable).

Furthermore, if such a letter is provided, Applicant is still required to submit a paper copy of the Sequence Listing and a letter stating that the content of the paper and computer readable copies of the Sequence Listing are the same and, where applicable, include no new matter.

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It is further noted that at the present time, parent application 09/656,549 is not in compliance with the sequence rules.

Applicant is given ONE MONTH from the mailing date of this communication within which to comply with the sequence rules, 37 CFR 1.821 - 1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 CFR 1.821(g).

Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). Direct the reply to the undersigned. Applicant is requested to return a copy of the attached Notice to Comply with the reply.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Diana Johannsen whose telephone number is (703)305-0761. The examiner can normally be reached on Monday-Friday from 7:30 a.m. to 4:00 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, W. Gary Jones, can be reached at (703) 308-1152. The fax phone number for the Technology Center where this application or proceeding is assigned is (703) 305-3014 or 305-4242.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0196.



Diana Johannsen

November 19, 2002